

**August 17, 2005**

Substitute amendment by Council Member Garcia to amend Item 30A by amending subsections (a) and (b) of Section 33-229 of the Code of Ordinances, as added by Section 12 of Item 14, to read as follows:

- a) The HAHC shall review each application for designation of a protected landmark that is included in an application for designation of a landmark at the same time and in the same manner as it reviews and considers the application for landmark. The HAHC shall not recommend a property to be designated as a protected landmark unless the property:
  - 1) Meets at least three of the criteria for designation in section 33-224 of this Code;
  - 2) Was constructed before 1905;
  - 3) Is listed individually or as a contributing structure in an historic district on the National Register of Historic Places; or
  - 4) Is recognized by the State of Texas as a Recorded State Historical Landmark.
- b) If the HAHC reviews an application for designation of a protected landmark initiated after the designation of the landmark, the HAHC shall review the basis for its initial recommendation for designation and may recommend designation of the landmark as a protected landmark if the landmark:
  - 1) Met at least three of the criteria of section 33-224 of this Code at the time of its designation or, based upon additional information considered by the HAHC, the landmark then meets at least three of criteria of section 33-224 of this Code;
  - 2) Was constructed before 1905;
  - 3) Is listed individually or as a contributing structure in an historic district on the National Register of Historic Places; or
  - 4) Is recognized by the State of Texas as a Recorded State Historical Landmark.